

## EXHIBIT A



## UNITED STATES PATENT AND TRADEMARK OFFICE

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Inter Partes Reexamination Filing Data - March 31, 2008

1. Total requests filed since start of *inter partes* reexam on 11/29/99 ..... 390<sup>1</sup>

2. Number of filings by discipline

a. Chemical Operation	91	23%
b. Electrical Operation	151	39%
c. Mechanical Operation	148	38%

3. Annual Reexam Filings

<u>Fiscal Yr.</u>	<u>No.</u>	<u>Fiscal Yr.</u>	<u>No.</u>	<u>Fiscal Yr.</u>	<u>No.</u>
2000	0	2003	21	2006	70
2001	1	2004	27	2007	126
2002	4	2005	59	2008	82 YTD

4. Number known to be in litigation.....212.....54%

5. Decisions on requests ..... 346

a. No. granted ..... 328 ..... 95%

(1) By examiner	328
(2) By Director (on petition)	0

b. No. not granted ..... 18 ..... 5%

(1) By examiner	15
(2) Reexam vacated	3

6. Overall reexamination pendency (Filing date to certificate issue date)

a. Average pendency	31.4 (mos.)
b. Median pendency	29.7 (mos.)

7. Total *inter partes* reexamination certificates issued (1999 - present) ..... 17

a. Certificates with all claims confirmed	1	6%
b. Certificates with all claims canceled	13	76%
c. Certificates with claims changes	3	18%

<sup>1</sup>Of the requests received in FY 2008, 3 requests have not yet been accorded a filing date, and 7 requests had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).